

## MINUTES OF A REGULAR MEETING

### BROOKLYN CITY COUNCIL

**May 9, 2005**

**7:00 p.m.**

The Mayor, Council and all in attendance recited the Pledge of Allegiance.

President Albier: "Would you call the roll please Mr. Fisk?"

Clerk Fisk: "Tom Coyne."  
"John Frey."  
"Rich Albier."  
"Kathy Pucci."  
"Rita Brown."  
"Colleen Gallagher."  
"Greg Frey."

Councilman Coyne: "Here."  
Councilman J. Frey: "Here."  
Councilman Albier: "Here."  
Councilwoman Pucci: "Here."  
Councilwoman Brown: "Here."  
Councilwoman Gallagher: "Here."  
Councilman G. Frey: "Here."

President Albier: "Tonight's agenda: We have a liquor permit request; authorization for an RFP, which stands for Request for Proposal; authorization for purchases, and that's for Mr. Kappler for some equipment for the city garage, which he'll explain; and one Resolution, 2005-6, To support the renewal of the State Capital Improvements Program, Issue 2; Ordinance 2005-6, the third reading, To approve and adopt the Personnel Policy Manual of the City of Brooklyn, Ohio; Ordinance 2005-19, the second reading, To adopt Chapter 503 entitled Criminal Activity Nuisances of the Codified Ordinances of the City of Brooklyn, Ohio; Ordinance 2005-21, Authorizing inter-fund transfers and advances in 2005; Ordinance 2005-22, Amending Chapter 521.16 of the Codified Ordinances of the City of Brooklyn, Ohio entitled Placing rubbish on treelawns; Hours; Ordinance 2005-23, Amending Chapter 951.03 of the Codified Ordinances of the City of Brooklyn, Ohio entitled Garbage collecting, Recycling; Ordinance 2005-24, Amending Section 541.11 entitled Placing and removal of posters and signs of Chapter 541 of the Codified Ordinances of the City of Brooklyn, Ohio and declaring an emergency; Ordinance 2005-25, The reconstruction of Ridge Road from I-480 to Memphis Avenue in the Cities of Brooklyn and Cleveland; and other matters that may come before Council. Now I'll need a motion to approve the minutes of April 25<sup>th</sup>."

Councilwoman Pucci: "Mr. Albier, may I be recognized?"

President Albier: "Yes Mrs. Pucci."

Councilwoman Pucci: "There's just one small change on page 2, fourth paragraph, under my remarks. After 'him' we should insert the word 'if'. So it should be 'ask him if they've gotten many applications.' I move we approve as amended."

Councilwoman Brown: "Second."

Clerk Fisk: "To approve the minutes of April 25<sup>th</sup> as amended, Tom Coyne."

"John Frey."  
"Rich Albier."  
"Kathy Pucci."  
"Rita Brown."  
"Colleen Gallagher."  
"Greg Frey."

Councilman Coyne: "No, I wasn't here."  
Councilman J. Frey: "Yea."  
Councilman Albier: "Yea."  
Councilwoman Pucci: "Yea."  
Councilwoman Brown: "Yea."  
Councilwoman Gallagher: "Yea."  
Councilman G. Frey: "Yea."

President Albier: "We'll now have the public session. If there's any person that has anything to say for the good and welfare of the City of Brooklyn, please come forward and state your name and address."

**Lou Changeri:** "Good evening, my name's Lou Changeri, I live at 9872 Trail Run Drive. Or I mean 8972, if I don't... Anyways, as most of you know, I'm a school guard, and I'm going to put my gear on, and I hope you'll excuse me for putting my hat on. And there's a very important reason why I'm doing this, which I shall explain in a few minutes. I brought along this equipment because it's the tools of the trade of all of the full time in this sub school crossing guards. And you'll notice the sign says 'Stop School Crossing'. It does not say 'Hit Me'. And I will explain. That's funny, but it's not funny. You'll notice, or our vests or our orange

coats tell you we are there to assist children and pedestrians across our respective streets. We are the ones who in the morning and afternoon, no matter what the weather, who had the duty to cross your children, your grandchildren, safely during the school days. At this time I would like to read some Brooklyn city ordinances that pertain to your responsibilities as a licensed driver. Ordinance #303.02, traffic direction in emergencies and obedience to a school guard. I'm not reading Section A because it doesn't pertain, but Section B does. It says, 'No person shall fail to comply with any lawful order or direction of any school crossing guard invested with the authority to direct, control or regulate traffic in the vicinity of the school to which such guard may be assigned.' Let me read that again, and you can get this right off the internet, it's right on the city website. It says, 'No person shall fail to comply with any lawful order or direction of any school crossing guard invested with the authority to direct, control or regulate traffic in the vicinity of the school to which such guard may be assigned.' I believe that when the school guard is in the school crossing, that means you as drivers must wait until you get the signal from the said guard that it is okay to go around the corner or cross the street. Brooklyn Ordinance #313.11, Right turn on red signals, red prohibited. 'Right turn against a steady red signal is prohibited on school days between the hours of 7 a.m. and 4 p.m. at the following eight intersections. Ridge and Memphis; Ridge and W. 66<sup>th</sup>; Ridge and Biddulph; Biddulph and Radoan; Biddulph and Southwood; Memphis and No. Amber Drive; Memphis at City Hall and the Recreation drive; and Memphis and Radoan and Westbrook.' There are signs hanging next to the signals for everybody to see. It's from 7 a.m. to 4 p.m. Then the Brooklyn City Ordinance 331.33, Obstructing an intersection crosswalk or grade crossing. 'No driver shall enter an intersection, crosswalk, drive onto any railroad crossing unless there is sufficient space on the other side of the intersection, crosswalk or grade crossing to accommodate the vehicle he or she is operating without obstructing the passage of other vehicles, pedestrians or railroad trains, notwithstanding any traffic control signal to proceed.' There's also Ohio Revised Code that governs this. What this means is that you do not stop your vehicle in a crosswalk for any reason. That means, you know, you don't put your wheels on the white line prior to it, and your car is half partway in it or halfway, or completely blocking the crosswalk. We as duly assigned school crossing guards are trying to get school children and pedestrians across our street safely. We do not appreciate the unfriendly hand gestures or the question, 'what do you mean I'm blocking the crosswalk', or the look that says I'm right and you're wrong. Or when the school guard is halfway across the intersection crossing people driving behind them. Remember, before each crosswalk there is a solid white line. This is where you're supposed to stop. That means the front of the vehicle, that means the tire or whatever. There are few consequences for failure to obey these rules. Now as far as I could read in there, they are fourth degree misdemeanors, carrying a maximum of 30 days in jail and a \$250 fine, or a minor misdemeanor which carries no jail time but up to \$100 fine. Now the reason I bring this up is in the last two or three weeks, on my corner, which is Biddulph and Ridge, I've almost had two kids get hit. And this morning I had one, and the only reason the guy stopped is I have a tendency when I get mad to holler real loud. That's the only reason he stopped, or he would have nailed this kid. Now I don't know... I know nobody in Brooklyn ever violates any of these rules. Okay, I also want you to remember there are about four and a half weeks left to the end of school year. We'll be on our respective corners doing our job, please help us out. Your children's safety depends not only on the school guards, but also on you as drivers. We look forward to the summer vacation just like everyone else does, and we look to take that vacation without being on a pair of crutches or one of our kid's crossing the street on crutches. Thanks again, and I will be back in September to remind you about all of these. Thank you for your time."

Councilwoman Brown: "Very good."

President Balbier: "Lou, anytime you see somebody violate the law and you're able to get the license plate number, you can turn it into the Police Department, they'll follow up on it."

Mr. Changeri: "The reason I didn't get it this morning is I was more concerned after the guy went around the corner to make sure that I got this young lad all they way across."

President Balbier: "I understand that. But I'm saying, in the future if you see someone do something and you're able to get the license plate number, just turn it over to the Police Department."

Mr. Changeri: "We will do that."

President Balbier: "Okay."

Mr. Changeri: "I'll have it for you tomorrow probably."

Councilman G. Frey: "Hey Lou, you forgot your sign."

Mr. Changeri: "I forgot my sign?"

Councilman G. Frey: "You'll need it in the morning."

Mr. Changeri: "I have to break into City Hall tomorrow to make sure I'm... Thank you."

President Albier: "Mrs. Palumbo."

**Shirley Palumbo:** "Good evening, I'm Shirley Palumbo and I live at 10218 Micka Drive, Brooklyn. I'm here to remind you that the Brooklyn Animal Shelter will have its first fundraiser next Sunday at the Icehouse Tavern on Brookpark Road, and it's going to be from 5-8 p.m. I spoke to Dick Goddard on Friday, and he's excited to be there and to meet all of us. I have been corresponding with him for about a year now, and he said he'd like to see what I look like already. Anyway, we will have tickets available at the door, and we hope that anybody that hasn't bought tickets will consider coming and enjoying a nice evening of fun and supporting homeless animals. Thank you."

President Albier: "Is there anyone else that wishes to address the Council? Then we'll move on. Next is reports from committees, commissions and boards. The first one is the Public Works Committee, and that's chaired by Mr. Greg Frey."

Councilman G. Frey: "Thank you Mr. Albier. I would just like to, Mr. Fisk, I don't know when I need to notify you, but I would like a Public Works meeting for June 27<sup>th</sup>. That'll be the last Council meeting before the recess. Maybe at 5:30. By then we ought to be able to put out some information on construction schedule and what not for the fire station. I think that might be an appropriate time to discuss. Maybe Chief Duchoslav, if you could be there, seeing how you're the go to guy."

Chief Duchoslav: "Absolutely. I'll be there Greg."

Councilman J. Frey: "When was that meeting?"

Councilman G. Frey: "5:30 on June 27<sup>th</sup>. It's the last Council meeting before recess. That's all, thank you."

President Albier: "The next is the Public Safety Committee, and that's chaired by Mrs. Pucci."

Councilwoman Pucci: "No report this evening."

President Albier: "Thank you."

Councilwoman Pucci: "You're welcome."

President Albier: "The Planning Commission, and that's chaired by Mr. John Frey."

Councilman J. Frey: "There was a meeting Thursday, May 5<sup>th</sup> at 4:30 in the Mayor's Court, and it was for the, honoring a request of West Park Assembly of God for a lot split and consolidation and site plan approval to construct of 13,896 square foot multi-purpose religious facility to be located at 8707 Memphis Avenue. And this lot has to do with the people that live on Outlook Drive, backing up against the property that begins on Memphis Avenue, and extends south to the Big Creek, and over the Big Creek by 100 feet or so. And the people on Outlook made arrangements with the West Park Assembly of God to buy the back ends of their property that did belong to West Park Church, but they could not really use that land that was on the other side of the Big Creek. So this was approved and those people have made arrangements to purchase this extra piece of property to extend their lots. And that's all been approved, and the site plan's been approved. And that's what happened at the Planning Commission. Thank you."

President Albier: "Thank you Mr. Frey. Next is the Rec Board, and I'm the chairman of that Board. And I'm happy to say that the city has adopted the rules that we suggested, that we explained at the last Council meeting, at the fun court up there, that it won't be open till Memorial Day, and that it's open to the public till 4:30, then from 4:30 to 5 it's closed down, and at 5:00 it will be Brooklyn residents only, and they're allowed to have one guest, and the guest has to go across the street and get a one-day permit from the Rec Board for \$2. So they've adopted these rules, and they'll go into effect. And the only thing I have, Mr. Kappler, is perhaps we should make a sign with those new rules and post it up ahead of time so that everybody doesn't find out on the day we're going to implement it."

Director Kappler: "I will look into that."

President Albier: "Okay. And the next meeting of the Rec Board will be the 16<sup>th</sup> on Monday at 6:30 in the Mayor's Court. And everyone's invited, if you have any ideas how we should run our Rec programs. Next is the Finance Committee, and that's Mrs. Kathy Pucci."

Councilwoman Pucci: "Thank you Mr. Albier. The Finance Committee did meet earlier this evening. We had a resolution in support of the renewal of the State Capital Improvement Program, which is more commonly referred to as Issue 2. This is a program that our city has benefited from; and basically we're just encouraging the state to renew this capital improvement program for another 10 years. Then we had Ordinance #2005-21, which is inter-fund transfers. We're just moving some money from the Plain Dealer Debt Service Fund into Bond Retirement. Then we have Ordinance #2005-25, which is entering into a contract with Cuyahoga County to completely re-do Ridge Road. This project actually is not going to take place until the year 2011. Between the county and the federal government they're going to be contributing approximately \$6.9 million, and Brooklyn's share will be about \$662,000. And we also had a letter from Mr. Kappler, which I don't know if he's going to go into in detail when it's time for him to report, but basically, instead of replacing the Bombardiers, we're going to be replacing them with a utility vehicle that has other uses other than just snow removal. It's a Bobcat utility work vehicle. And because they're so much less expensive than the Bombardiers we have some extra money left over in the Capital Improvement Fund, so we're going to be purchasing two four-wheel drive one-ton pickup trucks with snow plows, and the two 10-foot plows for the large salt trucks, and a Ford F-150 van to replace the pullers' bus. And the Finance Committee also approved that. We also had detailed a presentation and discussion on hiring a Contract Manager for the fire station. Because of the way our Charter is written, we can't hire a general contractor, we revert to state law. So because we want someone to be, to oversee and be accountable for such a large project, we are going to hire a Construction Manager. And the Finance Committee approved that, and also moving forward with the site development. And just another side note. On April 28<sup>th</sup> Mrs. Gallagher and I attended a talk, which was at the Northeast Ohio City Council Association, and we heard State Representative Sally Conway Kilbane. She is a Representative from the Rocky River/Bay Village area. And the topic was 'What can your city expect from state tax reform.' She did a very good job explaining the background of the state tax system and how outdated it is. She was actually a former economics teacher. She also did a very good job of explaining how the state has chosen to move forward. Unfortunately, though, it definitely means bad news for cities. We've already heard that we have the cuts in our Local Government Fund. I mean, this is not going to be any surprise to any of us up here, but there isn't going to be any good news for cities out of Columbus anytime in the near future. So, and that was expressed to her at that meeting. And I believe that completes my report Mr. Albier, thank you."

President Albier: "Thank you Mrs. Pucci. Is there anything from Domestic Violence or Legislative Update, Mrs. Gallagher?"

Councilwoman Gallagher: "No report from Domestic Violence, but Legislative report. The State Legislature voted on key legislation last week. Senate Bill 6, the House agreed to create a 19 member state council that will try to better integrate educational offerings throughout childhood and college, and to dovetail the curriculum in schools with the needs of the Ohio workforce. The legislation goes back to the Senate. And also Senate Bill 71, Calamity Days. The House passed a Bill that gives school districts a way to count days lost to inclement weather and flooding towards the state minimum school day requirement. Also a Bill reforming Ohio's election laws, House Bill 3, which I have a copy tonight, if anybody wants it, is scheduled to emerge from the House Bill committee as early as Wednesday. The Bill is aimed at addressing concerns from last fall's presidential election, and it would allow no excuse absentee balloting, and allow for processing of provisional ballots within 10 days of an election, among a dozen of other provisions. Also,

other proposals being heard would be allowing Sunday liquor sales to begin at 11 a.m. in some places, crack down on public indecency, legalize breastfeeding in public places, and limit government aggregation of retail electric service. Also, and Tim DeGeeter, he gave me notice that a continue challenge facing Ohio's family is a price of prescription drugs. He said for years the prices of prescription drugs have been rising much faster than inflation. Earlier this year the state rolled out Ohio's Best Prescription, a drug discount program that may help as many as one million Ohioans find better prices for the medicine they need. He co-sponsored the Bill that created this program. And Ohio Best Prescription increases our state's buying power to negotiate deeper discounts with drug companies, the result of pressure applied by legislators, labor unions and citizen activists. The program is available to all seniors and any lower income Ohioans who lack drug coverage. Applications for the Ohio's Best Prescription discount card are free, and there's no enrollment fee. The discount cards can be used at more than 2,000 participating pharmacies. Any Ohio resident over age 60 is encouraged to apply, regardless of income or previous coverage. Other Ohioans who have gone without prescription drug insurance for more than four months are eligible, as long as they meet certain income guidelines. So if anybody, you can go to the website, the Best Rx website, [www.ohiobestrx.org](http://www.ohiobestrx.org) or call 866-923-7879. Applicants also should feel free to call our Legislative office at 614-466-3485. And that completes my report."

President Albier: "Thank you Mrs. Gallagher. Mr. Ockington, is there anything to report for the Zoning Board of Appeals?"

Comm. Ockington: "The next meeting is May 19<sup>th</sup>. We have nothing new right now. There's two items on the agenda. One is an air conditioner which needs a variance, and up at the corner of Ridge and Brookpark, for an appeal on the way that the signage was approved by the Planning Commission."

President Albier: "What time does your meeting start?"

Comm. Ockington: "It is 7:00 on May 19<sup>th</sup>."

President Albier: "Okay, thank you. That completes the report from committees, we'll now have reports from Council, and tonight we start with Councilman Tom Coyne."

**Councilman Tom Coyne:** "Thank you Mr. Albier. Congratulations to the Brooklyn school levy committee on a very successful campaign. I was very confident that the levy would pass, after talking to a significant number of voters in the Brooklyn community, who support our school system, as I always did. A belated happy Mother's Day to all our dedicated hard working mothers on their special day of honor yesterday. And I encourage everyone to join us at the Brooklyn Animal Shelter fundraiser this coming Sunday, May 15<sup>th</sup>. And I know a lot of people here in the Council and other members of the community are involved in the American Cancer Society Relay for Life. There are a number of different functions that are going on, that have been going on since the beginning of the year; and I encourage everyone to support this very worthwhile cause. The remainder of my comments I will hold until we discuss the individual legislation."

President Albier: "Thank you Mr. Coyne. Mr. John Frey."

**Councilman John Frey:** "I want to thank the road crew, Mr. Kappler and so forth, for that street sweeper that's going around. That certainly cleans up the streets and makes them look very presentable. City's looking good. The grass cutting crew has started on time, and it looks like most all lawns have been cut before the grass crew came, instead of having the catastrophe we had last year, when certain lawns were about a foot tall before we ever got there. So that program is very successful and got off to a good running start because of the weather. It's been beautiful weather. Keep up the good work. Thanks for what you do. That's all I have to say. No report."

**President Rich Albier:** "Thank you Mr. Frey. I only have a couple things. I received a letter last week from a gentleman, and he was concerned about the timing of the new lights on Memphis. And when I checked with the Mayor, the Mayor told me that the lights haven't officially been turned over to our city yet, and as soon as they do that we're going to change the timing, especially the one at Memphis and Tiedeman, because it's backing up on Tiedeman. So as soon as we have it in our control we're going to look at the timing. He also asked me, he said he watches the Council meetings, so I could answer it here, he wanted to



know how traffic loops work in the street. So I called the company that installs them today. I said, when a car pulls up to a traffic loop, is it set off by the weight of the car or by the amount of metal or what, and he told me it's the amount of metal, it has nothing to do with weight. So if a car or a truck pulls up to the traffic loop it will set it off; however, sometimes a motorcycle won't, especially a small motorcycle that has a lot of plastic in it. Sometimes it won't activate the actuator. He says if that happens, and it happens a lot, then we come out and we readjust it. But the way they're set off is by the amount of metal that passes over the actuator. And I'm happy to see they fixed the fire hydrant at Brookpark and Tiedeman. I had a few complaints about it. But the reason it took so long, the city informed me that we had to wait until the Cleveland Water Department did their work up there. So as soon as they finished it I saw the next day we were putting in the hydrant. So that's all taken care of. And there's a special meeting of the City of Brooklyn Charter Review Commission at 7 p.m. in the City Hall conference room on May 16<sup>th</sup>. Also I'd like to congratulate Mr. Al Sforzo and Mr. James Coyne on their retirement from the Recreation Department. And also I saw that Mrs. Titlow from the Planning Commission has resigned, so I'm sure the Mayor's going to be looking to fill that position. And I'd like to offer Jeanne Hartman, she's on our Board of Zoning Appeals, a wish her well with her medical problems and a speedy recovery. And that's all I have. Mrs. Pucci."

**Councilwoman Kathy Pucci:** "Thank you Mr. Balbier. And also, I would just like to clarify that you're speaking on behalf of Council. That's why we're notifying Mr. Balbier of some of these issues that come up, so that everybody's not repeating them seven times. First of all, Mr. Changeri, thank you for what you do and for your dedication in keeping our school children safe. It is a dangerous job. And I think motorists need to slow down and start paying a little bit more attention. I think people are always in such a hurry, and a lot of times they're just very self-absorbed. I think sometimes they're just not thinking about the other people out there. And I think everybody needs to be more aware of, you know, the pedestrians, whether they're children or not who are trying to cross. I see people all the time, especially up on Ridge Road, especially by Ridge Park Square, having difficulty crossing the streets, and the cars are just not stopping, or they're trying to turn so quickly in front of the pedestrians before the pedestrian gets to that point. And thank you for bringing to our attention tonight and the attention of the public this is something that we all need to be aware of. And I'd also like to thank the voters for passing Issue 11, which was the school renewal levy. And I'd like to thank the committee and all the volunteers who pass out the literature. Chief Duchoslav, I did have one issue I wanted to bring up about the fire station I forgot to mention in the Finance Committee meeting. Someone brought to my attention that there's quite a number of children between, living in the Westbrooks and also in those duplexes who seem to play a lot in that area. Are we going to fence in the construction area so that children can't get into it?"

Chief Duchoslav: "According to Norm there will be a temporary fence during construction around the site to keep those kids out."

Councilwoman Pucci: "Okay, good. Thank you very much. And Mr. Kappler, if you could just remind the grass cutters, when they're parking the vehicles not to block any intersections, and also not to park too close to either the intersections or the stop signs. I know, you know, once in a while we get a complaint from a resident. So if we could just be a little proactive and remind them all at the beginning of the season so that they are aware of this. I would appreciate that."

Director Kappler: "I will take care of it."

Councilwoman Pucci: "Thank you. And also, I had a complaint over the weekend about the condition of Vandalia, both needing a street sweeper to come down and also needing repairs. I haven't had a chance to go out there yet to see it for myself, but I wanted to pass that along to you. And Mr. Ockington, has the graffiti situation over on Rockland been resolved? The house?"

Comm. Ockington: "It was well in progress on Friday. I did not have an opportunity to go out there, but I was informed in talking to the owner it was basically a practical joke of some of his friends."

Councilwoman Pucci: "Okay, well that's not an acceptable practical joke."

Comm. Ockington: "Well, I agree, and he was very apologetic about it..."

Councilwoman Pucci: "Okay."

Comm. Ockington: "...but he was working on vinyl siding it. He had already painted it but you could read it."

Councilwoman Pucci: "You could see it right through the paint, so that's certainly no good."

Comm. Ockington: "But he was about halfway up with covering it up on Friday, and he assured me he was going to work on it over the weekend, so..."

Councilwoman Pucci: "Okay. If you could check on that I would appreciate it."

Comm. Ockington: "I'd be happy to."

Councilwoman Pucci: "Thanks. The seven days are up, right? Since he got the letter?"

Comm. Ockington: "Yes. He came in and got his permit and apologized for the whole incident."

Councilwoman Pucci: "Okay. Thank you. And also, the vacant lot at the corner of Tiedeman and Memphis needs some attention. It's in dire condition. The owner needs to be notified that they need to clean that up. Thank you. And Donna, I had a phone message from someone, a resident, and I didn't get a chance to call him back, but they said that they were having problems getting on the city website today. Are you aware of any problems? I just tried real quickly before I came here, and it just said website not responding."

Mrs. Thompson: "Because I was on it earlier today and I didn't have any problems. But I could check again."

Councilwoman Pucci: "Okay. Oh, Mrs. Palumbo..."

Mrs. Palumbo: "The servers were down for a little bit but then... It's fine now."

Councilwoman Pucci: "Oh, okay. Okay, thank you. And I don't know if anyone could answer this or not, Bob, I guess I'll start with you. Where are we in the hiring process over at the Rec Center, as far as the manager and assistant manager?"

Director Kappler: "The test has been given by Civil Service. We are now waiting for an eligibility list from them."

Councilwoman Pucci: "Okay, so we don't have that yet."

Director Kappler: "That is correct."

Councilwoman Pucci: "Okay."

Director Kappler: "It should be sometime this week or possibly next week at the latest."

Councilwoman Pucci: "Okay. And have we already established the qualifications and the criteria that we're going to use for both of those positions?"

Director Kappler: "To my knowledge, not at this point, we have not had that meeting."

Councilwoman Pucci: "Okay. Whenever those are established I'd like a copy please."

Director Kappler: "Sure."

Councilwoman Pucci: "And I just want to state for the record, especially for the management, the position of the manager, I really think we need someone who has experience in the recreation field. That's a lot of responsibility, and I don't want to see someone who comes in and needs on the job training, as far as recreation goes. There's already going to be some, you know, getting used to how we do things in Brooklyn

and how things operate here; but I think it's very important that we have someone that has good solid experience and background in recreation. I also had a question, Bob, on the rules for sport court. The first thing is, is this then replacing all the other rules we already have in place? Or is this just in addition? I mean, some of these are the same."

Director Kappler: "The list that I gave you, those are the ones that we are going to be using this year. You're right, most of them have already been approved."

Councilwoman Pucci: "Right."

Director Kappler: "But this is how we are going to institute them starting Memorial Day..."

Councilwoman Pucci: "Okay."

Director Kappler: "And we feel that this will be the best way of serving our residents, to get to also have security at that location, and to make sure everything goes smooth all summer long."

Councilwoman Pucci: "Okay, so what about the other rules that we already have? Like one I could think of is, at the skate park you can't take a bicycle in. So there's other rules we already have, and I guess I'm just trying to find out is this list in addition to those or are we totally replacing what we have?"

Director Kappler: "We are not... That would still be in effect."

Councilwoman Pucci: "Okay. Okay, I just want to make sure we're not eliminating anything that we need to keep."

Director Kappler: "I understand that."

Councilwoman Pucci: "Okay. The other two comments I have, as far as this whole thing goes is, obviously we're going to put this in the rec book as a way of notifying our residents, you know, that this is going to be enforced, as far as the Brooklyn resident and their guest after 5:00. But also where it says, 'Will be opening on May 30<sup>th</sup> and will be closed for the winter months on September 6<sup>th</sup>...', now historically we didn't have attendants after Labor Day, but as long as the weather was nice and residents wanted to go up there we did have it open. And I don't think it's right to have everything completely closed from September 6<sup>th</sup> on."

Director Kappler: "I agree with that statement. I am planning on looking at putting in another entrance to our tennis courts."

Councilwoman Pucci: "Okay."

Director Kappler: "I don't believe that is any type of a problem area. I think that could probably be opened all year long, you know, weather permitting. But the areas of concern, we are going to enforce these rules and regulations."

Councilwoman Pucci: "So what about if a, you know, it's the end of September and nice weather and a dad wants to come up and shoot baskets with his kids?"

Director Kappler: "As it stands now, in order to open up basketball, it would also make the skateboard park available, and that would not be allowed, it will not be open, it will be closed as of Labor Day, as the rules stand today."

Councilwoman Pucci: "Okay. Because we also have a separate entrance to the basketball already existing behind the Senior Center, and..."

Director Kappler: "Yes, but that would allow you also to go into..."

Councilwoman Pucci: "But can't we lock that skate park? Doesn't it have a separate door?"



Director Kappler: "I would have to take another look at it, but I believe it's like a hockey rink, there's nothing locked. I mean, the doors are just open."

Councilwoman Pucci: "It just closes?"

Director Kappler: "Yes."

Councilwoman Pucci: "Okay."

Director Kappler: "It's something we can look at, we can look at it this summer."

Councilwoman Pucci: "Okay, thank you. That completes my report Mr. Albier."

President Albier: "Thank you Mrs. Pucci. Mrs. Brown."

**Councilwoman Rita Brown:** "Thank you Mr. Albier. Mrs. Pucci, I can confirm that Vandalia is very badly in need of repair. I'm frequently on that street, and it is appalling. So maybe our in-home men can do something with Vandalia this summer. I would like to see that. Mr. Albier, our Chief of Police isn't here, and our Safety Director isn't here, to whom would I give a complaint concerning police protection? Who will let the Chief know?"

President Albier: "You could probably address the Law Director."

Councilwoman Brown: "Okay. Mr. Shaper, okay. The complaint I received was considerable noise when the schools are letting out with young people in their cars blasting their radios to a decibel that is heard two blocks away from where the car is. I wonder if the, we could have some noise control?"

Director Shaper: "I will pass that onto Jack."

Councilwoman Brown: "I thank you so much Mr. Shaper. Okay, the next thing I have is a minor thing. I read in the newspaper some employees at our city garage object to the addition of the animal shelter to the city garage. Now why on Earth they would object to that, I don't know. But I want it know, I want it on the record, not one employee ever approached me with an objection. So how it got in the muckraker... Well, that's exactly where it belongs, in the muckraker. Now I do have a subject of considerable concern, and that is, as you know, I've been working on the beautification of our city. We have two very important ordinances coming to Council tonight. One is concerning trash, trash barrels and their location; and the other is street signs. Now if any of you were driving around Brooklyn over the weekend, you probably observed a huge collection of horrible pink signs, all over Brooklyn. My son-in-law from Medina came to pick me up yesterday to take me out, and he was shocked, and he said, 'Ma, what has happened to Brooklyn, it looks like trash city, what's going on here, can't you do something about it.' Well, tonight we hope to do something about it. No more putting up signs on empty lots and treelawns, and advertising a big sale. Forget it. And please, you know, there already is a law on the books, do not post signs on utility poles. A lot of people put nails in these poles, and I'm advised that it's a danger to work men. Your signs are going to be removed. And anyone seeing these signs, if you don't want to call the city and complain, call me, I'll do the calling for you. You know, I am tired of Brooklyn being called discount city and have all of this trashy stuff around. And I'm counting on each and every one of you to help cooperate. We don't need that. We don't need garage sale signs from Cleveland on our utility poles. And we do have change in the location of our trash barrels. I had mentioned once before, go down to your sidewalk, look up your driveway, and see if your trash barrels are in sight. They belong in the rear of the house or kind of in a hidden place. I have mine now placed between my garage, and the cooperation of my neighbor, it's between the two garages, and they are no longer visible from the street. And I'm hoping everyone will take note of this, because when I get complaints I will be calling Mr. Ockington, and you will probably be receiving a visit from him advising you on the location of these trash barrels. So please take note. And I'm very persistent on that. I'm as persistent as Mr. Frey was with his shopping carts. And that completes my report."

President Albier: "Thank you Mrs. Brown. Mrs. Gallagher."

**Councilwoman Colleen Gallagher:** "Thank you Mr. Balbier. Good evening ladies and gentlemen. What a wonderful weekend, you couldn't ask for nicer weather. Mr. Kappler, I've noticed in other cities that they're replacing their no outlet sign with a bright yellow attachment to the street sign which reads no outlet. Maybe we should think about this in the near future. I'm sure it would be a money saver for our city. And also, to Mr. Changeri, thanks for your comments. I think that is very important. The safety of our children and cross guards are truly important. Also, as Kathy stated, we attended Northeast Ohio City Council Association forum a couple weeks ago, and as she said, State Representative Sally Conway Kilbane was a really a good speaker. Taft's plan would raise cigarette tax to \$1 a pack, double alcohol taxes, and levy one mill tax on real estate transfer. All I could think of, boy I'm glad I quit smoking. And Mr. Kappler, cigarettes are going up, so you're going to have to cut down. And also, you, at the Finance meeting, I didn't get a chance, but you had that house cement crew ~~will~~ address some of the sidewalks. Last year we talked about doing the sidewalk at 4638 Southwood, could you look into that for me?"

Director Kappler: "Yes I will."

Councilwoman Gallagher: "Thank you. And also, about policies at the sport court, I too was wondering if you can put a separate sign, or add it to the rules, that vandalism prohibited, violators will be prosecuted. And also, the sport court monitored by a police camera. If you could look into it."

Director Kappler: "Yes I can."

Councilwoman Gallagher: "Thank you Mr. Kappler, that completes my report."

President Balbier: "Thank you Mrs. Gallagher."

Councilwoman Gallagher: "Oh, one other thing, excuse me. I don't know who to pass this on, I was going to pass it onto the Mayor, so maybe Mr. Fisk you could do that. Janet Lesko, she serves on the Domestic Violence Committee, she is stepping down because of her work hours. So the Mayor's going to need to appoint somebody to the Domestic Violence Committee. And that completes my report, thank you."

President Balbier: "Thank you Mrs. Gallagher. Mr. Greg Frey."

**Councilman Greg Frey:** "Thank you Mr. Balbier. Let me make comment on Mr. Changeri's presentation. You know, none of us, not a one of us, ever wants to be involved in a situation as a parent, as a pedestrian, as a school crossing guard, or as anybody else involved in a child or a pedestrian getting injured, or a crossing guard, getting injured at an intersection. We all live very busy lives, Mrs. Pucci's exactly right, and we do a lot of things, and half the time we're trying to do them while we're trying to drive our car. That's a mistake, okay. It's not an accident, it's a mistake. We shouldn't be doing that. We need to take time out and give others a chance to live, okay, or to not be injured in something like that. If we're ever involved in it, we will regret it the rest of our lives, so let's be a little proactive and a little careful from the get-go. I have a number of issues I need to bring up tonight. I too had a call from a resident over on Northlane regarding the noise in the school drive and the Roadman area. The young man, I'm not sure how old he is, he's caring for his mother who is very elderly and convalescing from a broken hip, and it disturbs her rest every single day. I think he's contacted the Police Department about it, I'm not sure what we can do with school drive because that's private property. But if there is something we can do, we ought to be looking about doing. Maybe a motorcycle officer taking a drive down there now and again might be helpful, I don't know. I understand the Ice Show over the weekend, I wasn't there, but I understand it went very well. I've had very good comments about it. And I want to relate just a nice story. I had a gentleman come into my office, elderly resident, the other day, he says, Greg, I want to tell you something. He says, I was over by McDonald's at Ridge Park Square the other day, and a gentleman came up to me kind of down on his luck and asked me for a quarter for a cup of coffee. He said, rather than give him a quarter I took him into McDonald's and bought him a cup of coffee. I then watched him as he left the McDonald's, and he went across the street over by Brock and over in that area and started picking up litter and putting it in the trash box. Apparently his way of giving back. So anyhow, nice things come from nice things. So this gentleman did a nice thing, and maybe because of it we got some litter picked up off our streets. That's a nice thing. So that needs to be taken into consideration by all of us. Mrs. Brown was... No, who got... Mr. Balbier, you got the letter regarding the traffic loops, I got one too regarding traffic loops. And I've had that gentleman over at my house and he explained these things to me. I really don't understand. When I asked about them here at the Council you

made a good explanation tonight about the metal rather than the weight of a vehicle, as far as actuating those things at the intersections. And then I have two announcements. The first one, the City of Brooklyn will host a public meeting seeking input on the Master Plan. We have been meeting for a number of months regarding a Master Plan for the City of Brooklyn. The community is invited to attend a public presentation and discussion regarding the future of Brooklyn. The city is hosting this meeting in order to inform residents and business owners about the draft policies and recommendations developed so far by the Brooklyn Master Plan advisory committee, and provide the opportunity for the community to share their ideas and opinions. The comments and suggestions shared at this Master Plan public meeting will be used to reach consensus and refine the plan. The meeting is scheduled for Tuesday, June 7<sup>th</sup> at 7 p.m. and will be held at the Brooklyn Senior-Community Center located at 7727 Memphis Avenue. And then the last thing tonight, but not the least. Our Mayor recently received an award, and I just want to read little bit of a resolution from the Cuyahoga County Commissioners, Jimmy Dimora, Tim Hagan, Peter Lawson Jones. A Resolution. The Board of County Commissioners of Cuyahoga County, Ohio, takes profound pride and deep personal pleasure in congratulating Mayor Kenneth E. Patton on the occasion of receiving the award as the Outstanding Fellow in the Leadership Academy Class 14. This is at Cleveland State University. The Mayor has for a number of months been attending classes down there to develop leadership skills in, I believe there were 10 different subject areas, nine or 10 different subject areas. And there were maybe 30 public officials, both from the administrative side and the executive side of government that were involved in this program. And our Mayor was the Outstanding Fellow of his class, as recognized by the County Commissioners. And congratulations to Mayor Patton on that, I think it's wonderful. And it behooves us, it works to our advantage as well. We get the benefit of the skills learned. I think that completes my report, thank you."

President Albier: "Thank you Mr. Frey."

Councilwoman Pucci: "Mr. Albier, may I be recognized?"

President Albier: "Yes Mrs. Pucci."

Councilwoman Pucci: "On the actuators, Donna, could you that, because this keeps coming up, would you see that we get something in the next newsletter that explains the actuators to the residents and how they work? Because, you know, we've talk about this probably about four times. And, you know, if people don't pull up or don't keep moving, the light's going to change red. And, you know, I've said this before, and then two cars are going to get through instead of, you know, 25 cars. And years ago, where you have the actuators, you have the signs, stop here to activate signal. Well now, because they're everywhere, people aren't aware that they're there, so they don't always pull up. Like I think Mr. Albier you had an issue on Memphis where the person didn't get the arrow because they didn't come up far enough in that left hand lane."

President Albier: "Right."

Councilwoman Pucci: "And the residents are just totally unaware that they're pretty much at every traffic light, so if we could please get something in the newsletter explaining, you know, what they are, how they work, and what the motorists should do to keep traffic moving, I think that would serve all residents struggling to get through the traffic in our city."

Mrs. Thompson: "Absolutely. And I'll post it on the website too."

Councilwoman Pucci: "Okay, thank you."

Councilwoman Brown: "Mr. Albier."

President Albier: "Yes Mrs. Brown."

Councilwoman Brown: "Yes, I was wondering, either Donna or Mr. Shaper, when you have the report, Mr. Changeri's report tonight was very apropos, and we might take a little notice in their listen to our traffic guards, and watch our children and our traffic guards. Thank you."

Councilman Coyne: "Mr. Albier."

President Albier: "Yes Mr. Coyne."

Councilman Coyne: "Sorry about that. A couple things that I was going to mention later, but I'll do them now, since it's been brought up a couple times already. The street sweeper. Obviously my cohort here, Mr. John Frey, has not been on Autumn Lane. I was going to bring an eight-inch diameter concrete chunk, which is one of many, many, many pieces of concrete on Autumn Lane that have been that way at least three weeks. Anyway, there's also that and a large amount of expansion joint material that's laying in the street. And the other thing was, on Friday, /April/ 22<sup>nd</sup> I attended an ODOT meeting in Columbus. This is a meeting with everybody involved in planning of highway projects, street projects. It was well attended, I don't know how many hundreds and hundreds of people were there, but it was a full house. I thought that Mr. Kappler was going to be there, because he asked me for the information on it when I brought it up prior to the meeting, but I did not see him there. But one of the things ODOT is trying to do now is fast track projects. In otherwords, it sometimes takes three, five, seven years to get a project moving through all the various phases. And one of the big problems that Brooklyn or any community or federal, state entity that's involved with highways has, is that somebody doesn't do full, what they're supposed to do, full disclosure prior to the plan going to final phase. So basically what they're trying to do is, if you don't get your information in on time, it's going to be at your cost. In otherwords, if the city is involved in a project and there's something there that could cause problems to the state in the construction and they don't let them know ahead of time, the city will be held responsible, which could cost any community millions of dollars, depending on the problem. That's all I had."

President Albier: "Thank you Mr. Coyne. Does anybody else have anything they want to say?"

Councilman J. Frey: "Well I don't have anything I want to say, I just thought I'd get some TV time."

President Albier: "Okay John. Alright, now we now move onto the Mayor's report, and the Mayor went home ill today, so he's not here this evening, and we hope he has a speedy recovery. So now we'll move onto the directors' reports, and the first one is the Finance Director, Mr. Gale Fisk."

**Director Fisk:** "The Mayor wanted me to pass along his regards and thanks to Al Sforzo and Jim Coyne. Al has been the Recreation Commissioner and is now retired. Jim has served as the Recreation manager for more than 30 years, and retired on April 30<sup>th</sup>. And we thank them both for their service to the City of Brooklyn. I gave Council a report on finances, top 25, income tax through this point in the year, and for those on the Finance Committee the full expenditure report. Last year, through April 30<sup>th</sup>, the city had spent \$4,687,000 in the General Fund; this year through April 30<sup>th</sup> we have spent \$4,676,000. So at this point we've actually spent \$11,000 less in the General Fund than we spent last year. That's all I have to report, thank you."

President Albier: "Thank you Mr. Fisk. Next is the Service Department, and that's Mr. Kappler."

**Director Kappler:** "Thank you Mr. Albier. This will actually be a combination of streets and recreation report. First of all I'll start off with our streets program. We'll be going to bid on May 12<sup>th</sup> through the 18<sup>th</sup>, bid opening scheduled for May 27<sup>th</sup>, brought before Council on June 13<sup>th</sup>, and hopefully construction to start on June 20<sup>th</sup>. Our in-house crews will begin this week at the intersections of Sunny and Shady Lane. From there they will be moving over to, excuse me, they will be moving over to the intersections of Archmere and Pelham. Our street striping for this year will also be going to bid on May 12 – 19, and coming before Council on June 13<sup>th</sup>. Our senior grass program, as of being, this is actually the sixth day of cutting, as of 6:30 p.m. tonight they are on schedule. They will be starting tomorrow morning with Tuesday's list. And my hat's off to Bill Rae and his crew for an excellent week. This is our first time we've been able to do this. I know weather and also maybe some of the changes in the program have helped, but my hat's off to those guys, they did a heck of a job this week. Next I'd like to report on recreation. This Saturday and Sunday, May 14 and 15, are summer signups for all our programs, which includes learn to skate, youth baseball, tennis, cheerleading, dance and fall soccer. And as previously talked about, sport court will be opened on Memorial Day, May 30<sup>th</sup>, and scheduled to close September 6<sup>th</sup>. And I believe that completes my report."

President Albier: "Thank you Mr. Kappler. Building Department, Mr. Ockington."

**Comm. Ockington:** "Thank you Mr. Albier. I have two reminders. The cutoff date for applying for the 2005 exterior maintenance grant is this Friday, May 13<sup>th</sup>. If you have any questions please contact the Building Department at 216-635-4203. And the peak growing season for lawns is now here, and just a reminder that the City of Brooklyn Property Maintenance Code requires that lawns be maintained a maximum of six inches in height. And that concludes my report."

President Albier: "Thank you Mr. Ockington. Next is the Police Department, and Chief Murphy is also sick this evening, and hope he has a speedy recovery. Next is the Fire Department, Chief Duchoslav."

**Chief Duchoslav:** "Thank you. I just have one item, and I wanted to let Council know that the firefighters took the fire safety trailer, or we call it the smoke house, last week to all the third graders, over 200 children at Heritage Christian, St. Thomas More and Brookridge, and ran each kid through the trailer to demonstrate home fire safety. And that's my report."

President Albier: "Excellent, thank you Mr. Duchoslav. Next is the Law Department, Mr. Shaper."

**Director Shaper:** "I have no report tonight."

President Albier: "Thank you Mr. Shaper. That concludes the directors' reports, and we'll now go to the monthly reports."

Councilman Coyne: "Mr. Albier, I've got a question for Mr. Kappler."

President Albier: "Yes."

Councilman Coyne: "Can I get a copy of the specs on those streets, in-house?"

Director Kappler: "You would like a what? You have all the information on where we're going to be working."

Councilman Coyne: "Okay, but you got layouts of what, like Ira... A number of people have asked me, what are you gonna do on Ira? Are you going to do a complete street? I'm not sure. I'm just trying to answer the residents' questions Mr. Kappler."

Director Kappler: "I don't have a problem with you trying to do that. If you need the information I'll gladly give it to you."

Councilman Coyne: "Thank you."

Director Kappler: "It's going..."

Councilman Coyne: "That's all I need, thank you."

Director Kappler: "You don't want the answer?"

Councilman Coyne: "Go ahead."

Director Kappler: "Okay. It's going to be spot repair. There will be some slab work on Ira west of Ridge Road. A lot of those areas, as you know, were saw cut already. So that's where we will be working."

Councilman Coyne: "Okay. That I could pass onto the residents."

Director Shaper: "Mr. Albier, may I please..."

President Albier: "Mr. Shaper."

Director Shaper: "I don't know what's going on, this where over to here. But from a legal point of view, if there are problems in a road, and you have an exhibit to bring in, please do not wait three weeks to bring it to



the Service Director's attention. Once the city is on notice the immunity is lost. You work, every Councilmember works for the city. We all work together whether we have our differences or not. We have immunity as a city, but we cannot abuse it. If we know that there are serious stones... If we have a problem that grass is high, no one's going to get hurt, and if somebody wants to hold that card for a Council meeting, that's a matter of style, the Law Director doesn't get involved in that. But if we have a situation where a vehicle can come by, toss that up and throw it into another vehicle, or a kid, or whatever's out there, and we have notice of that, we are wrong not to call the Service Director the minute you have notice of that. And we can have our individual differences on certain issues, but that's not one that we can have an individual difference on. If there's a situation that lends itself to danger, call it up. If it needs the police, call them, bring it up at the Council meeting afterwards. That's fine. But there is no good that the city will reap by somebody saying this is a situation that's existed for two weeks. All that does is say we should have done something two weeks ago. Maybe we should have, maybe we shouldn't. I haven't been out there. But if we have notice of it, and it's like that, there's no doubt we should have notified the Service Director, he should go out there. And I know our Service Director gets on those things, 'cause we have a, he and I have dialogue, and I'll tell him, get out there, and then we'll discuss it. But a safety situation is not something that waits for a meeting. The aftermath can be discussed then. Thank you."

President Albier: "Thank you Mr. Shaper."

Councilman Coyne: "Mr. Shaper..."

Director Shaper: "Yes."

Councilman Coyne: "The... We have been told that the sweeper's out almost every night, that it's available when the weather's good. Okay. So as far as that concern, I would think that they were up and down every street as often as they could be. Now I'm not trying to schedule the street sweeper. Number two, the stone, the eight-inch diameter stone, I found that tonight on my way home to get ready to come here. There was no opportunity, City Hall was closed already, to call and report the stone. Okay? That's all I had."

President Albier: "Okay."

Director Shaper: "That's not the way it came out."

Councilman Coyne: "Well I'm sorry if it isn't."

President Albier: "That's enough."

Councilwoman Pucci: "Mr. Albier."

President Albier: "Mrs. Pucci."

Councilwoman Pucci: "I spoke with a resident today who did call the Service Department about Autumn Lane, so just so you're aware."

Director Shaper: "No, I'm glad they did."

Councilwoman Pucci: "I wasn't aware of it until they said, oh, by the way..."

Director Shaper: "Okay."

Councilwoman Pucci: "...I called the Service Department today to complain about Autumn Lane."

Director Shaper: "Everybody in the room wants safety. We're not here to argue about... I'm saying, notice is something, we have immunity up to a point, after a certain point we lose it."

President Albier: "Okay. The topic of Autumn Lane is over with, we're moving on. The first report is from Mrs. Kay Hutkay from the Senior Center. The social programs brought in a total of \$3,367; charges and donations for services were \$4,497; for a grand total of \$7,864. Recreation Department, through their Ice

Show and sports venue and so forth, brought in a total of \$54,333. And the Mayor's Court, total monies taken in for the month of April was \$46,024.50. The next item on the agenda is the liquor permit, and I think I'm going to have Mr. Fisk explain this, he knew all about it when we were talking before the Council meeting started. So would you fill us in on what this is Mr. Fisk."

Clerk Fisk: "This is a new liquor permit for a not yet existing Chipotle Mexican Grill which would be located at Cascade Crossings. This is a D1 beer on the premises only permit, and as of yet they have not signed a lease on this particular premise. But they have made the application for a beer only on that premise. And as far as I know, we don't have any objection. But if we do have, we'll need to do that and report on it."

Councilwoman Pucci: "May I ask a question?"

President Albier: "Yes, Mrs. Pucci."

Councilwoman Pucci: "Do they have one of these in Lakewood? Is this like a chain?"

Clerk Fisk: "Yes there is a chain. There's one in No. Olmsted, there's one in Strongsville, there's several on the east side, and there's one in Lakewood. Any of them that I have been in Cleveland have not had beer. All of them in Columbus do. And this is the first one I know of in the Cleveland area that has requested for a permit."

Councilwoman Pucci: "Exactly where in Cascade Crossing are they intending to build?"

Clerk Fisk: "This request is for the location where Schlotsky's is currently at."

Councilwoman Pucci: "So does that mean they're closing, or...?"

Clerk Fisk: "I can't answer that at this point."

Councilwoman Pucci: "Alright, thank you."

President Albier: "Okay, do we have to vote on this then, or what?"

Clerk Fisk: "Only if you have a statement of no objection."

Councilwoman Pucci: "I move for a statement of no objection for the liquor permit request for Chipotle."

Councilman Coyne: "Second."

Councilwoman Brown: "Second."

Clerk Fisk: "For approval of a statement of no objection for a liquor permit for Chipotle, Tom Coyne."

"John Frey."

"Rich Albier."

"Kathy Pucci."

"Rita Brown."

"Colleen Gallagher."

"Greg Frey."

Councilman Coyne: "Yea."

Councilman J. Frey: "Yea."

Councilman Albier: "Yea."

Councilwoman Pucci: "Yea."

Councilwoman Brown: "Yea."

Councilwoman Gallagher: "Yea."

Councilman G. Frey: "Yea."

President Albier: "The next thing we have is authorization for the RFP fire station."

Councilwoman Pucci: "Move to authorize a Request for Proposal to hire a Construction Manager for the fire station."

Councilwoman Brown: "Second."

Councilman Coyne: "Second."

Clerk Fisk: "To approve the authorization for a Construction Manager, Tom Coyne."

Councilman Coyne: "Yea. I wholeheartedly approve of this."

Clerk Fisk: "Thank you. John Frey."  
"Rich Albier."  
"Kathy Pucci."  
"Rita Brown."  
"Colleen Gallagher."  
"Greg Frey."

Councilman J. Frey: "Yea."  
Councilman Albier: "Yea."  
Councilwoman Pucci: "Yea."  
Councilwoman Brown: "Yea."  
Councilwoman Gallagher: "Yea."  
Councilman G. Frey: "Yea."

President Albier: "The next item is authorization for purchases."

Clerk Fisk: "We also need a second proposal on that one."

Councilwoman Pucci: "For the site, to move forward for the site?"

President Albier: "Right."

Councilwoman Pucci: "Okay. Do you want me to make a motion?"

President Albier: "Yes, make a motion please."

Councilwoman Pucci: "Okay. I move we authorize moving forward with the site development for the new fire station."

Councilman G. Frey: "Second."

Councilman Coyne: "Second."

Councilwoman Gallagher: "Second."

Clerk Fisk: "To authorize bids for site development for the new fire station, Tom Coyne."

"John Frey."  
"Rich Albier."  
"Kathy Pucci."  
"Rita Brown."  
"Colleen Gallagher."  
"Greg Frey."

Councilman Coyne: "Yea."  
Councilman J. Frey: "Yea."  
Councilman Albier: "Yea."  
Councilwoman Pucci: "Yea."  
Councilwoman Brown: "Yea."  
Councilwoman Gallagher: "Yea."  
Councilman G. Frey: "Yea."

President Albier: "The next item is authorization for purchases for the Service Department, and it was presented to us by Mr. Kappler."

Councilwoman Pucci: "Do we need to do these separately, or...?"

Clerk Fisk: "You can do them separately or you can do them all in one shot, however you prefer."

President Albier: "I'm going to read the front part, and then we could do it all at once. 'Dear Mayor and members of Council. In the Capital Improvement budget the Service Department has \$220,000 slated for a bombardier replacement and a pickup truck. I have found a piece of equipment that will be able to replace the bombardier at a substantial savings to the city, which is a 5600 Bobcat utility work vehicle. I am requesting to purchase two 5600 Bobcat utility work vehicles at a cost of \$36,997 each. Please see the attached documents.' The second part of it is, 'The following is what I'm requesting to purchase with the remaining Capital Improvement budget. Two four-wheel drive one-ton dump trucks with snow plows to replace the two aging 1989 Ford 350 dump trucks, at a cost of \$37,473 each. In addition I am requesting to purchase two Viking 10-foot plows for our large salt trucks at a cost of \$8,155 each, and a Ford 150 van to

replace the puller's bus at a cost of \$14,733. Sincerely, Robert Kappler, Director of Public Service.' I need a motion."

Councilman J. Frey: "I move we approve the purchases."

Councilman Coyne: "Second."

Clerk Fisk: "To approve the purchases of two Bobcats, two one-ton dump trucks, two 10-foot plows, and an E-150 van, Tom Coyne."

"John Frey."

"Rich Albier."

"Kathy Pucci."

"Rita Brown."

"Colleen Gallagher."

"Greg Frey."

Councilman Coyne: "Yea."

Councilman J. Frey: "Yea."

Councilman Albier: "Yea."

Councilwoman Pucci: "Yea."

Councilwoman Brown: "Yea."

Councilwoman Gallagher: "Yea."

Councilman G. Frey: "Yea."

President Albier: "The next part of the meeting is the audience remarks pertaining to legislation on the agenda. Does anyone in the audience have anything they wish to say about the ordinances we're about to discuss? Okay then we'll move on. The first one is a Resolution. **RESOLUTION 2005-6**. To support the renewal of the State Capital Improvements Program Issue 2."

Councilman J. Frey: "Move to approve."

Councilwoman Pucci: "Introduced by all, suspend the rules."

Councilman Coyne: "Second."

Councilwoman Gallagher: "Second."

Clerk Fisk: "To suspend the rules on Resolution 2005-6, Tom Coyne."

"John Frey."

"Rich Albier."

"Kathy Pucci."

"Rita Brown."

"Colleen Gallagher."

"Greg Frey."

Councilman Coyne: "Yea."

Councilman J. Frey: "Yea."

Councilman Albier: "Yea."

Councilwoman Pucci: "Yea."

Councilwoman Brown: "Yea."

Councilwoman Gallagher: "Yea."

Councilman G. Frey: "Yea."

Clerk Fisk: "To adopt, Tom Coyne."

"John Frey."

"Rich Albier."

"Kathy Pucci."

"Rita Brown."

"Colleen Gallagher."

"Greg Frey."

Councilman Coyne: "Yea."

Councilman J. Frey: "Yea."

Councilman Albier: "Yea."

Councilwoman Pucci: "Yea."

Councilwoman Brown: "Yea."

Councilwoman Gallagher: "Yea."

Councilman G. Frey: "Yea."

President Albier: "The next is **ORDINANCE 2005-6**, the third reading, To approve and adopt the Personnel Policy Manual of the City of Brooklyn, Ohio. Yes Mr. Shaper."

Director Shaper: "I was going to ask, Gale Fisk and Kathy Pucci and myself had some conversations about this Personnel Policy Manual. There are some unresolved issues that Councilperson Pucci brought to our attention tonight. She can go into them if she'd like. But we would recommend tabling this motion for tonight, but that's entirely up to you. This will be a work in progress, but we feel we can get a little bit closer to what we want prior to the next meeting."

President Albier: "Okay, Mrs. Pucci, would you like to table this ordinance?"

Councilwoman Pucci: "I would. I think most of the issues obviously have been resolved. Just, so the public's aware, this is the policy procedure, it's huge, it's massive. I think the issues that are unresolved are important enough that we should get them resolved before we pass it initially; and then there's always, I think, going to be some tweaking going on. But I'd like to start out with something that's good and solid, that hopefully we won't have to change hopefully for the next, at least for the rest of this year. So I'm going to propose that we table this until the next meeting. And Mr. Shaper, I'll e-mail you the exact concerns. I know we talked about them briefly."

Director Shaper: "I would appreciate that."

Councilwoman Pucci: "But I'll e-mail them to you. Thank you."

Councilman Coyne: "Second."

Councilwoman Brown: "Second to table."

Clerk Fisk: "To table Ordinance 2005-6 for this evening's meeting, Tom Coyne."

"John Frey."  
"Rich Albier."  
"Kathy Pucci."  
"Rita Brown."  
"Colleen Gallagher."  
"Greg Frey."

Councilman Coyne: "Yea."  
Councilman J. Frey: "Yea."  
Councilman Albier: "Yea."  
Councilwoman Pucci: "Yea."  
Councilwoman Brown: "Yea."  
Councilwoman Gallagher: "Yea."  
Councilman G. Frey: "Yea."

President Albier: "The next one is **ORDINANCE 2005-19**. This will be the second reading. To adopt Chapter 503 entitled Criminal Activity Nuisances of the Codified Ordinances of the City of Brooklyn, Ohio."

Councilwoman Gallagher: "Move to put on second reading."

Councilwoman Brown: "Second."

Clerk Fisk: "To place Ordinance 2005-19 on second reading, Tom Coyne."

"John Frey."  
"Rich Albier."  
"Kathy Pucci."  
"Rita Brown."  
"Colleen Gallagher."  
"Greg Frey."

Councilman Coyne: "Yea."  
Councilman J. Frey: "Yea."  
Councilman Albier: "Yea."  
Councilwoman Pucci: "Yea."  
Councilwoman Brown: "Yea."  
Councilwoman Gallagher: "Yea."  
Councilman G. Frey: "Yea."

Director Shaper: "Council President, may I address you again on this ordinance?"

President Albier: "Yes Mr. Shaper."

Director Shaper: "Councilperson Gallagher asked me to look into the noise part of this ordinance, and we do not have a similar provision in our code as Lakewood and Shaker Hts. do. I spoke with our Prosecutor. She believes that under 509 you are covered for that noise ordinance, and that's why we have drafted this as such."

Councilwoman Gallagher: "Okay, thank you Mr. Shaper."

President Albier: "Okay, the next Ordinance is **2005-21**. Authorizing inter-fund transfers and advances in 2005. Before you call the vote, Mr. Fisk, would you explain what that's about."

Clerk Fisk: "We have a note ordinance for a renewal and a new purchase of notes that will take place this Wednesday, and then we will receive the monies from those on the 24<sup>th</sup> of May, and pay off the old notes on the 25<sup>th</sup> of May. As part of that there are monies that have to do with the Plain Dealer, and there is a Plain



Dealer Debt Service Fund that has been specifically set up that receives money from property taxes and income taxes to pay off the portions of those notes and bonds. This is a transfer of monies from the Plain Dealer Debt Service Fund to the Bond Retirement Fund specifically to pay off the notes and bonds that had to do with the improvements on Tiedeman Road that were done because of the Plain Dealer. "

President Balbier: "Thank you."

Councilwoman Pucci: "Introduced by all, suspend the rules."

Councilwoman Gallagher: "Second."

Councilwoman Brown: "Second."

Councilman Coyne: "Second."

Clerk Fisk: "To suspend the rules on Ordinance 2005-21, Tom Coyne."

"John Frey."  
"Rich Balbier."  
"Kathy Pucci."  
"Rita Brown."  
"Colleen Gallagher."  
"Greg Frey."

Councilman Coyne: "Yea."  
Councilman J. Frey: "Yea."  
Councilman Balbier: "Yea."  
Councilwoman Pucci: "Yea."  
Councilwoman Brown: "Yea."  
Councilwoman Gallagher: "Yea."  
Councilman G. Frey: "Yea."

Clerk Fisk: "To adopt, Tom Coyne."

"John Frey."  
"Rich Balbier."  
"Kathy Pucci."  
"Rita Brown."  
"Colleen Gallagher."  
"Greg Frey."

Councilman Coyne: "Yea."  
Councilman J. Frey: "Yea."  
Councilman Balbier: "Yea."  
Councilwoman Pucci: "Yea."  
Councilwoman Brown: "Yea."  
Councilwoman Gallagher: "Yea."  
Councilman G. Frey: "Yea."

President Balbier: "Next is **ORDINANCE 2005-22**. An Ordinance amending Chapter 521.16 of the Codified Ordinances of the City of Brooklyn, Ohio entitled 'Placing Rubbish on Treelawns; Hours'. And Mrs. Brown has asked me if I would read this in its entirety. Now, therefore, be it ordained by the Council of the City of Brooklyn, County of Cuyahoga and State of Ohio. That Chapter 521.16 of the Codified Ordinances of the City of Brooklyn, Ohio is hereby amended to read as follows: 521.16 Placing Rubbish on Treelawns; Hours. No person, firm or individual shall in any way place or deposit rubbish, garbage or other debris for collection by the Service Department on any portion before or ahead of the rear yard on their premises between 2 p.m. on Fridays and dusk on the succeeding Sunday, or between 2 p.m. on the afternoon of the preceding holiday and dusk preceding the next weekday, not otherwise a holiday or weekend. Section B. No person, firm or individual shall allow the trash receptacles previously placed on any portion before or ahead of the rear of the property of the premises they own and/or occupy to remain before or ahead of the rear yard of the premises after 9 a.m. on the succeeding day after the rubbish has been collected. Whoever violates either subsection is hereby guilty of a minor misdemeanor.' "

Councilwoman Brown: "Thank you Mr. Balbier. Introduced by all, suspend the rules."

Councilman Coyne: "Second."

Councilwoman Gallagher: "Second."

Councilwoman Pucci: "Second."

Clerk Fisk: "To suspend the rules on Ordinance 2005-22, Tom Coyne."

"John Frey."  
"Rich Balbier."

Councilman Coyne: "Yea."  
Councilman J. Frey: "Yea."  
Councilman Balbier: "Yea."

"Kathy Pucci."  
"Rita Brown."  
"Colleen Gallagher."  
"Greg Frey."

Councilwoman Pucci: "Yea."  
Councilwoman Brown: "Yea."  
Councilwoman Gallagher: "Yea."  
Councilman G. Frey: "Yea."

Clerk Fisk: "To adopt, Tom Coyne."  
"John Frey."  
"Rich Albier."  
"Kathy Pucci."  
"Rita Brown."  
"Colleen Gallagher."  
"Greg Frey."

Councilman Coyne: "Yea."  
Councilman J. Frey: "Yea."  
Councilman Albier: "Yea."  
Councilwoman Pucci: "Yea."  
Councilwoman Brown: "Yea."  
Councilwoman Gallagher: "Yea."  
Councilman G. Frey: "Yea."

President Albier: "The next ordinance is **ORDINANCE 2005-23**. An Ordinance amending Chapter 951.03 of the Codified Ordinances of the City of Brooklyn, Ohio entitled 'Garbage Collection, Recycling'. Did you want this read in full Mrs. Brown?"

Councilwoman Brown: "Yes, please, Mr. Albier."

President Albier: " '951.13 Placement of Garbage and Refuse for Collections; Prohibited Items. Section a. All items of refuse shall be placed in a standard garbage and refuse containers as provided in Section 951.02; however, brush and branch clippings may be tied securely in bundles not exceeding four feet in length and placed curbside by the resident. Large items such as Christmas trees, discarded furniture, appliances, bicycles, sleds, swing sets, tools, and comparable materials shall be placed by the homeowner or occupant at the curb for special collections, subsequent to phoning a special collection request to the city garage dispatcher. Designated special collection days are Monday, Wednesday and Friday, unless said day of the week is a holiday. Section b. Rubbish, recyclables and garbage containers shall be stored in the rear yard area, out of view from public streets, except for placement for collection. No garbage shall be permitted to stand on any street or other public place in the city except in a container as provided in Section 951.02, or for a period of time greater than necessary for the collection and removal thereof. As provided hereafter, no person, firm or individual shall in any way place or deposit rubbish, garbage, recyclables or other debris for collection by the Service Department of Brooklyn on any portion before or ahead of the rear yard on their premises prior to dusk preceding the next scheduled refuse pickup day, not otherwise a holiday or weekend. Section c. Refuse collection provided shall not include the removal of earth, sod, rocks, concrete, refuse resulting from remodeling or construction of homes, and trees or parts thereof, except small branches as provided in subsection a thereof.' "

Councilwoman Brown: "Thank you Mr. Albier. Introduced by all, suspend the rules."

Councilman Coyne: "Second."

Clerk Fisk: "To suspend the rules, Tom Coyne."  
"John Frey."  
"Rich Albier."  
"Kathy Pucci."  
"Rita Brown."  
"Colleen Gallagher."  
"Greg Frey."

Councilman Coyne: "Yea."  
Councilman J. Frey: "Yea."  
Councilman Albier: "Yea."  
Councilwoman Pucci: "Yea."  
Councilwoman Brown: "Yea."  
Councilwoman Gallagher: "Yea."  
Councilman G. Frey: "Yea."

Clerk Fisk: "To adopt, Tom Coyne."  
"John Frey."  
"Rich Albier."  
"Kathy Pucci."  
"Rita Brown."  
"Colleen Gallagher."  
"Greg Frey."

Councilman Coyne: "Yea."  
Councilman J. Frey: "Yea."  
Councilman Albier: "Yea."  
Councilwoman Pucci: "Yea."  
Councilwoman Brown: "Yea."  
Councilwoman Gallagher: "Yea."  
Councilman G. Frey: "Yea."

President Albrier: "The next ordinance is **ORDINANCE 2005-24**. An Ordinance amending Section 541.11 entitled Placing and Removing of Posters and Signs of Chapter 541 of the Codified Ordinances of the City of Brooklyn, Ohio and declaring an emergency. Mr. Shaper."

Director Shaper: "I understand to a large degree what offends members of the Council in terms of the signs. What I need to know, with respect to this ordinance, is exactly what Council's intent is. Are we trying to outlaw any and all signs on the public right-of-way? And the reason why I ask is, when you regulate signs, you are accused of regulating speech. And I need to know, if in Council's eyes, what exactly are we trying to do. Are we trying to say no signs at all?"

Councilwoman Pucci: "May I be recognized, 'cause I was the person that requested this?"

President Albrier: "Yes, Mrs. Pucci."

Councilwoman Pucci: "And I'll just, I'm speaking for myself. I'll tell you what my intent is. Obviously we have a horrible problem with these signs this year, and I don't know how much of it you see, Mr. Shaper, but it's been..."

Director Shaper: "Enough to offend me."

Councilwoman Pucci: "Okay. And we don't have anything to prohibit it at this point, okay. Now the way our ordinance currently reads, and I don't have it in front of me, it's basically we do allow for these temporary signs, but it's supposed to be like within a specific time frame. And then when our Service Department workers would go and try and take them down, and I'm talking about prior to this year, they'd have to, you know, look at the date, well is it... I don't know, Mr. Ockington, was it within 10 days of an event I think?"

Comm. Ockington: "I believe that's correct."

Councilwoman Pucci: "I believe it was. So first of all, it makes our city look trashy, as Mrs. Brown said, and we don't want that. Now can you... I certainly don't think we should be going after our local residents who put up a garage sale sign and then take it down at night. Do you have something that you want, think we should change in this? Or a potential problem?"

Director Shaper: "I mean, what if somebody says, puts a sign up that says congratulations on your wedding?"

Councilwoman Pucci: "On public property?"

Director Shaper: "In the public... Under this ordinance, what is stopping me, what in this ordinance stops... I'm playing devil's advocate, 'cause I'd rather do it than have somebody else do it to us."

Councilwoman Pucci: "Okay."

Councilwoman Brown: "Then they could put it on their front lawn."

Director Shaper: "I'm looking at the specific wording in here. I'm just saying, where does it fall under that they cannot do it?"

Councilwoman Pucci: "Okay, do you have a suggestion that you want us to add something in?"

Director Shaper: "I know how to outlaw everything. I mean, my..."

Councilwoman Brown: "It's clear."

Director Shaper: "My point is, I know how to outlaw everything, it's when you get down to what you want to leave in that we get into the difficulty. I mean, I'm of course concerned with the person who wants to put a religious sign up there. I don't know when I'm going to be..."

Councilwoman Pucci: "I don't think we have anything in our current ordinance that addresses that."

Director Shaper: "I am in no means saying the current ordinance is what we should have and that we should keep, I'm trying to match the intent with the legalities."

Councilwoman Pucci: "Okay, well my intent is we need to get rid of these signs that keep littering our community incessantly. And it's the temporary signs, the going out of business. I understand that there's some unique rules when you've got a bankruptcy, but to my knowledge that's not the situation we're in. And we have a situation where, because of the furniture store that's going out of business, you now have other furniture stores that are putting up signs that aren't even in our city just to attract the people who are driving to the furniture store that is in our city. So they're saying, hey, after you come to this store, come over to our store, which I think one of them was on Lorain Road somewhere. So that's my intent."

Councilwoman Brown: "Mr. Shaper, would you mind reading out loud Section a."

Director Shaper: "'Section a. No person shall post, hang or place within the corporate limits of the city any sign, poster or display card of a temporary nature advertising, announcing or promoting merchandise for sale or rent, carnivals, meetings, entertainment, events, political issues or candidates, sporting or similar events within the public right-of-way.'"

Councilwoman Brown: "Well isn't that clear?"

Director Shaper: "Yes, it's clear."

Councilwoman Brown: "Alright."

Director Shaper: "I just don't know if..."

Councilwoman Brown: "Congratulations on your wedding isn't selling anything."

Councilwoman Pucci: "Do you want us to add something?"

Director Shaper: "No, I'm saying we're fine if somebody promotes religion, if somebody promotes other events, that matches your intent."

Councilwoman Pucci: "What is your suggestion or advise?"

Director Shaper: "I'm okay with that, if you're going to allow that."

Councilman J. Frey: "Mr. Balbier."

President Balbier: "Mr. Frey."

Councilman J. Frey: "Yes. You understand what we want here. We just don't want these things like Kronheim's and other people come in and there's 10 signs at every intersection. We all understand this. All the Council I think agree on this. That we're not referring to individual signs for giving a wedding. You know exactly what we're after, because you come through the city and you see it. So this takes care of it, as far as I read. In Section a it takes care of exactly what Kathy was referring to, and what we want."

Director Shaper: "Okay, so we will have some signs that... I just want to clarify we will have signs in the property."

Councilman J. Frey: "And if we don't like some of the other things we'll just add another section b, c, or d to this thing to straighten that out. But for the moment this will work for what we want."

Director Shaper: "I'll sit down."

Councilman J. Frey: "It's getting late."

Councilwoman Gallagher: "Mr. Balbier."

Councilwoman Pucci: "Colleen wants to be recognized."

President Balbier: "One minutes Mrs... I think Mr. Shaper's thing is, by trying to get rid of what we all know John, is we're going to eliminate a lot of things. What if the sign was up, Brooklyn Home Days?"

Councilman J. Frey: "Tear it down."

President Balbier: "Mrs. Gallagher."

Councilwoman Gallagher: "Mr. Shaper, who would enforce the signs on the weekend? I mean, there is like 25 signs in the one ramp I counted alone. Is the police or the Rec Center? Who's going to be taking them down?"

Director Shaper: "I assume the police. Or it would be under the police power. They might direct other people to do it, but it would be a police decision."

Councilwoman Brown: "I would advise to call Mr. Kappler."

Director Shaper: "I'm not saying that you can't call Mr. Kappler, but it would still, let me look..."

President Balbier: "The police could enforce the ordinance."

Councilwoman Brown: "Well the dispatch could call Mr. Kappler."

Director Shaper: "We have a criminal penalty associated with this."

Councilwoman Brown: "Okay."

Director Shaper: "Mr. Kappler might be the contact person, but Mr. Kappler would be doing it pursuant to the Chief of Police..."

Councilwoman Brown: "Okay..."

Director Shaper: "...directions."

Councilwoman Brown: "Okay. Well they did that last weekend when I directed the police to move a sign that says we buy homes, and we had not passed this ordinance yet. So possibly they were wrong in pulling that sign. But anyhow, they did pull it."

President Balbier: "Mrs. Brown, I think also in our city you have to get a permit to put up a sign to begin with, so it's in violation of not getting the permit in the first place."

Councilwoman Brown: "Right. And for the garage sales there's already, Mr. Ockington, is that not correct they are already advised they cannot put it on utility poles."

Comm. Ockington: "That's correct, right."

President Balbier: "Mrs. Pucci."

Councilwoman Pucci: "I just want to make sure I understand. Are you advising us that you see by not prohibiting other types of signs that we could have a problem down the line?"

Director Shaper: "I don't think we have a problem in terms of outlawing merchandise. I understand that. It's when we restrict speech on religion... I think we are on semi safe ground with the political issues. I



would prefer looking at that before I tell you that we are on definitely safe grounds. That I understand we can regulate somebody from marketing their businesses on our property. And I also understand that we can have a priority in enforcement that obviously you can't get to everything right away, you have X amount of police. And if there are 50 signs it's going to get the police attention much quicker than one sign. And there's nothing wrong with that. And you can take that, understand the implication there. If there are signs all over Ridge and Biddulph and you see 20 of them and it's for a commercial enterprise, I don't have a problem drafting an ordinance to deal with that. When we see the ones that are advocating a religion and we're allowing certain signs, I will have trouble if we ban those."

Councilman G. Frey: "Mr. Balbier."

President Balbier: "Mr. Frey."

Councilman G. Frey: "Mr. Shaper, on the signs, can our ordinance make it per sign, each sign is a separate offense?"

Director Shaper: "Yes. Let me also say something. My indecisiveness is not because I don't understand this area of the law, my indecisiveness is because nobody understands this area of the law. It changes every day. And I don't want to see us being a test case."

Councilwoman Brown: "I see no problem with this ordinance the way it's written."

Director Shaper: "Okay."

Councilwoman Gallagher: "Mr. Shaper, this is, really it's a nuisance, and if you would have went down Tiedeman over the weekend, most of the signs are upside down. I mean, they're not even standing in an upright direction, and a lot of them were in the streets. And I'm worried about the safety of the residents. That's our first priority. So I think it's a good ordinance, and I'm all for it. I brought this up two years ago. This has been going on. And it's about time we did something about it. So thank you."

Director Shaper: "Yes."

President Balbier: "Does anyone else wish to speak?"

Councilwoman Pucci: "I just had one more thing. Mr. Ockington, once this ordinance is in effect, could you please send letters out to the businesses notifying them, so they're all aware of this change? And also, Mr. Kappler, one thing I noticed, Doug Rehker has been doing a great job getting those signs down, but the stores have become smarter. And what they're doing now is they're putting them up like Friday 4:30-5:00 to get around. You know how we were taking them down? They're putting them up later now on Friday. So if we do have this keep occurring, if you could have the afternoon shift go out and take these down, I think that would be a big help."

Councilwoman Brown: "May I be recognized?"

President Balbier: "Wait, did you want to respond to that Mr. Kappler?"

Councilwoman Brown: "Well Mr. Kappler, I already discussed with him, and he gave me his cell phone, and he said even on a weekend I can call him, and he will send somebody out from recreation to remove the signs."

Director Kappler: "Thank you Mrs. Brown."

Councilwoman Brown: "Well you already addressed that."

President Balbier: "I think that takes care of that. Anyone else wish to speak? Alright, let's have a motion on this."

Councilwoman Pucci: "Introduced by all, suspend the rules."

Councilwoman Gallagher: "Second."

Councilwoman Brown: "Second."

Councilman Coyne: "Second."

Clerk Fisk: "To suspend the rules on Ordinance 2005-24, Tom Coyne."

"John Frey."  
"Rich Albier."  
"Kathy Pucci."  
"Rita Brown."  
"Colleen Gallagher."  
"Greg Frey."

Councilman Coyne: "Yea."  
Councilman J. Frey: "Yea."  
Councilman Albier: "Yea."  
Councilwoman Pucci: "Yea."  
Councilwoman Brown: "Yea."  
Councilwoman Gallagher: "Yea."  
Councilman G. Frey: "Yea."

Clerk Fisk: "To adopt, Tom Coyne."

"John Frey."  
"Rich Albier."  
"Kathy Pucci."  
"Rita Brown."  
"Colleen Gallagher."  
"Greg Frey."

Councilman Coyne: "Yea."  
Councilman J. Frey: "Yea."  
Councilman Albier: "Yea."  
Councilwoman Pucci: "Yea."  
Councilwoman Brown: "Yea."  
Councilwoman Gallagher: "Yea."  
Councilman G. Frey: "Yea."

President Albier: "And the final **ORDINANCE is 2005-25**. Reconstruction of Ridge Road from I-480 to Memphis Avenue in the Cities of Brooklyn and Cleveland. And Mr. Kappler, would you say a few words about this so everybody knows what we're talking about?"

Director Kappler: "Yes I will. This will be the total reconstruction of Ridge Road from I-480 to Memphis Avenue. It is roughly a \$6.9 million project. It will be total reconstruction from curb to curb. The city's portion of this will be somewhere in the area of 680,000 I believe. And 2007 there will be an interim repair of what they call a mill and fill. It will be ground down and resurfaced to get us to the point to where we will be able to have county and federal money in 2011."

President Albier: "Okay, thank you. Does any Councilperson have any questions for Mr. Kappler? I need a motion."

Councilwoman Pucci: "Introduced by all, suspend the rules."

Councilwoman Gallagher: "Second."

Councilwoman Brown: "Second."

Clerk Fisk: "To suspend the rules on Ordinance 2005-25, Tom Coyne."

"John Frey."  
"Rich Albier."  
"Kathy Pucci."  
"Rita Brown."  
"Colleen Gallagher."  
"Greg Frey."

Councilman Coyne: "Yea."  
Councilman J. Frey: "Yea."  
Councilman Albier: "Yea."  
Councilwoman Pucci: "Yea."  
Councilwoman Brown: "Yea."  
Councilwoman Gallagher: "Yea."  
Councilman G. Frey: "Yea."

Clerk Fisk: "To adopt, Tom Coyne."

"John Frey."  
"Rich Albier."  
"Kathy Pucci."  
"Rita Brown."  
"Colleen Gallagher."

Councilman Coyne: "Yea."  
Councilman J. Frey: "Yea."  
Councilman Albier: "Yea."  
Councilwoman Pucci: "Yea."  
Councilwoman Brown: "Yea."  
Councilwoman Gallagher: "Yea."

"Greg Frey."

Councilman G. Frey: "Yea."

President Albier: "Does any Councilperson have anything else they wish to discuss?"

Councilman J. Frey: "I move we adjourn."

Councilwoman Pucci: "Second."

Clerk Fisk: "To adjourn, Tom Coyne."

"John Frey."

"Rich Albier."

"Kathy Pucci."

"Rita Brown."

"Colleen Gallagher."

"Greg Frey."

Councilman Coyne: "Yea."

Councilman J. Frey: "Yea."

Councilman Albier: "Yea."

Councilwoman Pucci: "Yea."

Councilwoman Brown: "Yea."

Councilwoman Gallagher: "Yea."

Councilman G. Frey: "Yea."

Meeting adjourned.

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Clerk of Council

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M A Y O R